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GOOGLE INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ORACLE AMERICA, INC.,

Plaintiff,

v.

GOOGLE INC.,

Defendant.

Case No. 3:10-cv-03561 WHA

**GOOGLE INC.'S ADMINISTRATIVE
MOTION TO FILE DOCUMENTS
UNDER SEAL**

Judge: The Honorable William Alsup

Pursuant to the Northern District of California's Civil Local Rules 7-11 and 79-5, Defendant Google Inc. ("Google") hereby brings this Administrative Motion to Seal the following material designated by Google as "Confidential" or "Highly Confidential – Attorneys' Eyes Only" pursuant to the Order Approving Stipulated Protective Order Subject to Stated Conditions entered in this case [Dkt. No. 68.]:

- Exhibits D, E, F and G to the Declaration of David Zimmer in Support of Google's Opposition To Motion To Exclude Portions of the Expert Reports of Gregory K. Leonard and Alan J. Cox.

Each of these exhibits contains excerpts from the deposition of a Google employee. Each set of excerpts contains detailed and confidential information concerning Google's internal strategy in developing the Android code, including consideration of alternative programming languages and approaches not involving the Java language or a virtual machine. The release of this information would cause great and undue harm to Google. Declaration of Reid Mullen ("Mullen Decl.") in Support of Google's Administrative Motion to Seal at ¶ 2.

Google also moves to seal the following material designated by Oracle America, Inc. ("Oracle") as "Confidential" or "Highly Confidential – Attorneys' Eyes Only" pursuant to the Order Approving Stipulated Protective Order Subject to Stated Conditions entered in this case [Dkt. No. 68.]:

- Lines 12:14-17, 12:22-27, 13:1-2, and 15:8-10 of Google's Opposition To Motion To Exclude Portions of the Expert Reports of Gregory K. Leonard and Alan J. Cox.
- Exhibits J and K to the Declaration of David Zimmer in Support of Google's Opposition To Motion To Exclude Portions of the Expert Reports of Gregory K. Leonard and Alan J. Cox.

1 Google takes no position as to whether disclosure of these materials would cause harm to
2 Oracle, and Google would not oppose an order requiring Oracle to make that information public.
3 Mullen Decl. ¶ 3.

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5 Dated: October 28, 2011

KEKER & VAN NEST LLP

6 By: /s/ Daniel Purcell

7 DANIEL PURCELL
8 Attorneys for Defendant
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